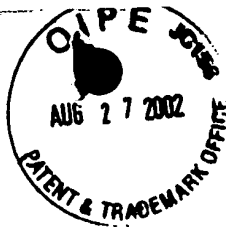


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CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST-CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231, ON AUGUST 15, 2002

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August 15, 2002

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Commissioner for Patents
Washington, D.C. 20231

RE: Serial No. 09/992,860
Applicant: Chen et al.
Filed: November 14, 2001
For: Black Tea Extract for Prevention of Disease
Docket No. RU-0173

Dear Sir:

Enclosed are the following for filing in connection with the above-referenced application:

1. Response to Restriction/Election Requirement;
2. A self-addressed stamped postcard, return of which is requested to acknowledge receipt of the enclosed documents.

The Commissioner is hereby authorized to charge any additional fees due, or credit any overpayment to Deposit Account No. 18-0586.

Respectfully submitted,

William J. McNichol, Jr.
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Nanda P.B.A. Kumar
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. **RU-0173**

Applicant: Chen et al.

Serial No.: 09/992,860

Filed: November 14, 2001

Group Art Unit No.: 1651

Examiner: Flood, M.

For: Black Tea Extract for Prevention of Disease

Commissioner for Patents
Washington, DC 20231

RESPONSE TO RESTRICTION/ELECTION REQUIREMENT

Sir:

This is in response to the July 15, 2002 Office Action (Paper No. 6) from the Patent Office in which the Examiner has imposed a requirement to restrict to one of the three groups of claims as set forth on page 2 of the Office Action for further examination of the above application.

Applicant elects to prosecute Group III claims (claims 4-5) with species in Group F (orange peel extract) without traverse.

Respectfully submitted,

William J. McNichol, Jr.

William J. McNichol, Jr.
Registration No. 31,179
Nanda P.B.A. Kumar
Registration No. 44,853
Attorneys for Applicant

Dated: August 15, 2002

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